

**MONDAY, JANUARY 25, 2010**  
**EIGHTH EXTRAORDINARY DAY**

**CALL TO ORDER**

The Senate met at 4:30 p.m., and was called to order by Mr. Speaker Ramsey.

**PRAYER**

The proceedings were opened with prayer by Reverend Hunter Huckaby from St. Paul's Episcopal Church in Chattanooga, Tennessee, a guest of Senator Berke.

**PLEDGE OF ALLEGIANCE**

Senator Berke led the Senate in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 30

Senators present were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--30.

**COMMUNICATIONS**

January 20, 2010

Lt. Governor/Senate Speaker Ron Ramsey  
One Legislative Plaza  
Nashville, TN 37243

Dear Governor Ramsey:

Should the Senate meet in Session on Monday evening, January 25, as is usually the case, this is to respectfully request your approval of my absence. The purpose for my absence is a scheduled meeting between North Carolina environmental officials and local residents regarding the proposed permit that regulates the discharge of wastewater to the Pigeon River at Canton, North Carolina, from Evergreen Packaging. I feel that it is imperative that I attend the meeting which will be held at the Cocke County High School in Newport at 6:00 p.m.

Thank you for your consideration of my request. Please let me know if you have any questions.

Respectfully,

/s/ Steve Southerland

APPROVED: Lieutenant Governor  
Ron Ramsey

**MONDAY, JANUARY 25, 2010 -- 8TH EXTRAORDINARY DAY**

January 25, 2010

Lt. Governor Ron Ramsey  
Speaker of the Senate  
1 Legislative Plaza  
Nashville, TN 37243

Dear Lt. Governor Ramsey,

As of this week, I am still recovering from my recent illness. I request that I be excused from the Senate Floor and Committee Meetings for the week of January 25th-29th, 2010. I trust that I will be able to return to the 106th General Assembly soon. I will be sure to keep you updated on my progress.

Sincerely,

/s/ Senator Ophelia Ford  
State Senator, District 29

APPROVED: Lieutenant Governor  
Ron Ramsey

January 25, 2010

The Honorable Ron Ramsey  
Speaker of the Senate  
One Legislative Plaza  
Nashville, Tennessee 37243

Dear Mr. Speaker:

This is to request your excuse for my absence from Session tonight, January 25, 2010. I have some urgent personal business which cannot be delayed.

I appreciate your consideration of this request.

Sincerely,

/s/ Jim Kyle

APPROVED: Lieutenant Governor  
Ron Ramsey

**MOTION**

Senator Norris moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 8**, out of order, which motion prevailed.

**INTRODUCTION OF RESOLUTION**

**Senate Joint Resolution No. 8** by Senator Norris.

General Assembly, Adjournment -- Adjourns sine die the First Extraordinary Session of the One Hundred Sixth General Assembly at the close of business in both houses on Monday, January 25, 2010.

## **MONDAY, JANUARY 25, 2010 -- 8TH EXTRAORDINARY DAY**

On motion of Senator Norris, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 8** was adopted.

### **MOTION**

Senator Norris moved that a committee be appointed by the Speaker to notify the Governor that the Senate had completed its business and was ready to adjourn, which motion prevailed.

Senator Norris moved that a committee be appointed by the Speaker to notify the House that the Senate had completed its business and was ready to adjourn, which motion prevailed.

### **APPOINTMENT OF SELECT COMMITTEES**

The Speaker announced the appointments of Senators McNally, Chairperson; Barnes, Berke, Burks, Gresham and Watson to notify the Governor that the Senate had completed its business and was ready to adjourn.

The Speaker announced the appointments of Senators Overbey, Chairperson; Beavers, Bunch, Harper, Henry and Herron to notify the House that the Senate had completed its business and was ready to adjourn.

### **RECESS**

The Senate stood in recess pending the reports from the two committees.

### **CALL TO ORDER**

The Senate was called to order by Mr. Speaker Ramsey.

### **ROLL CALL**

The Speaker declared that a quorum was present.

On motion, the roll call was dispensed with.

### **REPORT OF SELECT COMMITTEES**

Senator McNally advised the Senate that the Governor had been notified that the Senate had completed its business and was ready to adjourn.

Senator Overbey advised the Senate that the House had been notified that the Senate had completed its business and was ready to adjourn.

### **MESSAGE FROM THE HOUSE**

A delegation from the House appeared at the door of the Senate Chamber and announced that the House had completed its business for the First Extraordinary Session of the One Hundred Sixth General Assembly and was ready to adjourn in accordance with Senate Joint Resolution No. 8.

**MONDAY, JANUARY 25, 2010 -- 8TH EXTRAORDINARY DAY**

**ENGROSSED BILLS**

January 25, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Joint Resolution No. 8, and find same correctly engrossed and ready for transmission to the House.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**MESSAGE FROM THE HOUSE**

January 25, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 8, concurred in by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**ENROLLED BILLS**

January 25, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Bills Nos. 6 and 7, and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**SIGNED**

January 25, 2010

The Speaker announced that he had signed the following: Senate Bills Nos. 6 and 7.

**MESSAGE FROM THE HOUSE**

January 25, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 6 and 7, signed by the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**MOTION TO APPROVE THE JOURNAL**

Senator Norris moved that the Senate Journal of the proceedings from the First through the Eighth Extraordinary Days of the First Extraordinary Session of the One Hundred Sixth General Assembly be approved, which motion prevailed.

**MONDAY, JANUARY 25, 2010 -- 8TH EXTRAORDINARY DAY**

**ADJOURNMENT**

Senator Norris moved pursuant to **Senate Joint Resolution No. 8**, the First Extraordinary Session of the One Hundred Sixth General Assembly stand adjourned sine die, which motion prevailed by the following vote:

Ayes . . . . . 30  
Noes . . . . . 0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--30.

Thereupon, in accordance with **Senate Joint Resolution No. 8**, Mr. Speaker Ramsey declared the Senate of the First Extraordinary Session of the One Hundred Sixth General Assembly adjourned, sine die.

Ron Ramsey  
Speaker of the Senate

**Attest:** Russell A. Humphrey  
Chief Clerk of the Senate

All bills and joint resolutions presented to the Governor subsequent to January 14, 2010, for his actions, being within ten days of the adjournment of the First Extraordinary Session of the One Hundred Sixth General Assembly, prevents the return of said bills to the Senate within the ten day period, and accordingly, the final action taken by the Governor will be filed by him in the Secretary of State's Office, all in compliance with Article III, Section 18, relating to the Governor's Veto Power of the Constitution of Tennessee.

**BILLS AND RESOLUTIONS ENROLLED, SIGNED AND  
TRANSMITTED TO GOVERNOR, SUBSEQUENT TO ADJOURNMENT**

**ENROLLED BILLS**  
January 26, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolution No. 8, and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**SIGNED**  
January 26, 2010

The Speaker announced that he had signed the following: Senate Joint Resolution No. 8.

**MESSAGE FROM THE HOUSE**  
January 26, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 8, signed by the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**MONDAY, JANUARY 25, 2010 -- 8TH EXTRAORDINARY DAY**

**REPORT OF CHIEF ENGROSSING CLERK**

January 26, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 6 and 7, for his action.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

January 26, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolution No. 8, for his action.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**MESSAGE FROM THE GOVERNOR**

January 26, 2010

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bill No. 6, with his approval.

STEVEN E. ELKINS,  
Counsel to the Governor.

**MESSAGE FROM THE GOVERNOR**

February 3, 2010

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolution No. 8, with his approval.

STEVEN E. ELKINS,  
Counsel to the Governor.

**MESSAGE FROM THE GOVERNOR**

February 4, 2010

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bill No. 7, with his approval.

STEVEN E. ELKINS,  
Counsel to the Governor.